

HOUSE BILL NO. 18

INTRODUCED BY JUNEAU

BY REQUEST OF THE STATE-TRIBAL RELATIONS COMMITTEE

A BILL FOR AN ACT ENTITLED: "AN ACT EXTENDING THE DURATION OF THE STATE-TRIBAL ECONOMIC DEVELOPMENT COMMISSION; ~~ADDING A MEMBER FROM THE GOVERNOR'S OFFICE OF ECONOMIC DEVELOPMENT~~; REDUCING THE REQUIRED QUORUM FOR THE COMMISSION FROM SEVEN TO SIX; PROVIDING AN APPROPRIATION; AMENDING SECTION 90-1-131, MCA, SECTION 19, CHAPTER 512, LAWS OF 1999, AND SECTION 5, CHAPTER 69, LAWS OF 2001; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 90-1-131, MCA, is amended to read:

"90-1-131. (Temporary) State-tribal economic development commission -- composition -- compensation for members. (1) There is a state-tribal economic development commission administratively attached to the office of the governor as prescribed in 2-15-121.

(2) The commission is composed of ~~40~~ 44 10 members, each appointed by the governor to 3-year staggered terms commencing on July 1 of each year of appointment, and must include:

(a) the state coordinator of Indian affairs;

(b) one member from the department of commerce;

~~(c) ONE MEMBER FROM THE GOVERNOR'S OFFICE OF ECONOMIC DEVELOPMENT;~~

~~(e)(d)(c)~~ one member from each of the seven federally recognized tribes in Montana and one member from the Little Shell band of Chippewa Indians. A tribal government may advertise for individuals interested in serving on the commission and develop a list of applicants from which it may choose its nominee to recommend to the governor. In place of choosing from a list of applicants, a tribal government may select an elected tribal official to recommend for membership on the commission. If a tribal government nominates or otherwise recommends more than one person for membership on the commission, the governor shall select one individual from among those recommended persons.

(3) The members of the commission shall elect a presiding officer from among the members.

(4) ~~Seven~~ Six members of the commission constitute a quorum, and the affirmative vote of the majority of the members present is sufficient for any action taken by the commission.

(5) Any vacancy on the commission must be filled in the same manner as the original appointment.

(6) Each member of the commission is entitled to reimbursement for expenses as provided in 2-18-501 through 2-18-503. (Terminates June 30, 2005 ~~2007~~ 2009 ~~sec. 5, Ch. 69, L. 2001.~~)"

NEW SECTION. Section 2. Appropriation. ~~(1) On July 1, 2005, there is transferred \$200,000 from the general fund to the state special revenue account established in 90-1-135, which must be allocated to and expended by the state-tribal economic development commission in appropriate amounts as determined by the commission to:~~

~~—— (a) continue a comprehensive assessment of economic development needs and priorities as required in 90-1-133; and~~

~~—— (b) pay the administrative costs and expenses of the commission.~~

~~—— (2)(1)~~ There is appropriated for the biennium beginning July 1, 2005, to the state-tribal economic development commission from the state special revenue account established in 90-1-135 ~~\$200,000~~ \$120,000 for the purpose of funding the commission's activities, including but not limited to those specified in subsection (1).

~~(3)(2)~~ Money received in federal programs or grants that is deposited in the federal special revenue account established in 90-1-135 is appropriated FOR THE BIENNIUM BEGINNING JULY 1, 2005, in an amount not to exceed \$2 million to the state-tribal economic development commission for purposes consistent with 90-1-130 through 90-1-135.

~~(4)(3)~~ The appropriations in this section are biennial.

Section 3. Section 19, Chapter 512, Laws of 1999, is amended to read:

"Section 19. Termination. [This act] terminates June 30, 2004 ~~2007~~ 2009."

Section 4. Section 5, Chapter 69, Laws of 2001, is amended to read:

"Section 5. Section 19, Chapter 512, Laws of 1999, is amended to read:

"Section 19. Termination. "[This act] terminates June 30, 2004 ~~2005~~ 2007 2009.""

1 NEW SECTION. **Section 5. Notification to tribal governments.** The secretary of state shall send a
2 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell
3 band of Chippewa.

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5 NEW SECTION. **Section 6. Effective date.** [This act] is effective on passage and approval.

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